



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0903/P2

PJK:sac:ph

In 2-4-2013

DOA:.....Major, BB0319 - Child care parent pay initiative & FFK

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

(PJK)

^{no} This bill makes the following changes to Wisconsin Shares;

1 AN ACT ^{do not gen}; relating to: the budget.

Analysis by the Legislative Reference Bureau
HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law, which is administered by DCF, provides work experience and benefits for low-income custodial parents who are at least 18 years old. Also, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, who needs child care services to participate in various educational or work activities, and who satisfies other eligibility criteria may receive a child care subsidy for child care services under the W-2 program. This child care subsidy program is known as Wisconsin Shares.

Current law provides that DCF distributes the subsidies by reimbursing child care providers or distributing funds to county departments or tribal governing bodies for child care services provided under Wisconsin Shares and to private nonprofit agencies that provide child care for children of migrant workers. Individuals receiving child care subsidies under Wisconsin Shares must pay a copayment for the child care, which is a percentage of the cost of the child care, as specified by DCF in a printed copayment schedule.

This bill provides that, in addition to the ways in which DCF may distribute child care subsidy funds under current law, DCF may issue benefits directly to individuals who are eligible for the subsidies. The bill also changes the copayments that eligible individuals must pay for child care to the difference between the cost of

Analysis
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the child care provided by the provider selected by the individual and the subsidy amount. DCF is required to specify minimum or estimated copayment amounts based on family size, income level, and other factors.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.437 (2) (nn) of the statutes is repealed.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 **SECTION 2.** 20.437 (2) (pv) of the statutes is repealed.

3 **SECTION 3.** 48.651 (1) (intro.) of the statutes is amended to read:

4 48.651 (1) (intro.) No person, other than a child care center licensed under s.
5 48.65 or established or contracted for under s. 120.13 (14), may receive
6 reimbursement payment for providing child care services for an individual who is
7 determined eligible for a child care subsidy under s. 49.155 unless the person is
8 certified, according to the standards adopted by the department under s. 49.155 (1d),
9 by the department in a county having a population of 500,000 or more, a county
10 department, or an agency with which the department contracts under sub. (2). To
11 be certified under this section, a person must meet the minimum requirements for
12 certification established by the department under s. 49.155 (1d), meet the
13 requirements specified in s. 48.685, and pay the fee specified in sub. (2). The
14 department in a county having a population of 500,000 or more, a county
15 department, or an agency contracted with under sub. (2) shall certify the following
16 categories of child care providers:

17 **SECTION 4.** 48.659 of the statutes is amended to read:

1 **48.659 Child care quality rating system.** The department shall provide a
2 child care quality rating system that rates the quality of the child care provided by
3 a child care provider licensed under s. 48.65 that receives reimbursement payment
4 under s. 49.155 for the child care provided or that volunteers for rating under this
5 section. The department shall make the rating information provided under that
6 system available to the parents, guardians, and legal custodians of children who are
7 recipients, or prospective recipients, of care and supervision from a child care
8 provider that is rated under this section, including making that information
9 available on the department's Internet site.

10 **SECTION 5.** 49.131 (2) of the statutes is amended to read:

11 49.131 (2) ~~If the necessary authorization under sub. (1) is granted, and except~~
12 ~~as provided in sub. (3)~~ Subject to receiving any necessary approval from the
13 appropriate federal agency under sub. (1), the department may implement a
14 program to deliver by an electronic benefit transfer system any benefit that is
15 administered by the department ~~and that the department designates by rule.~~

16 **SECTION 6.** 49.131 (3) of the statutes is repealed.

17 **SECTION 7.** 49.137 (4) (a) of the statutes is amended to read:

18 49.137 (4) (a) Developing and recommending to the department a system of
19 higher reimbursement payment rates or a program of grants for child care providers
20 that meet the quality of care standards established under s. 49.132 (4) (e), 1995 stats.

21 **SECTION 8.** 49.143 (2) (ct) of the statutes is repealed.

22 **SECTION 9.** 49.147 (1) of the statutes is amended to read:

23 49.147 (1) **DEFINITION.** In this section, "unsubsidized employment" means
24 employment, including self-employment and entrepreneurial activities, for which

1 the Wisconsin Works agency provides no wage subsidy to the employer including
2 self-employment and entrepreneurial activities receives no wage subsidy.

3 **SECTION 10.** 49.147 (1m) (b) of the statutes is amended to read:

4 49.147 (1m) (b) If the Wisconsin Works agency determines that the appropriate
5 placement for an individual is in unsubsidized employment or a trial job and that the
6 individual needs and wishes to pursue basic education, including a course of study
7 meeting the standards established under s. 115.29 (4) (a) for the granting of a
8 declaration of equivalency of high school graduation, the Wisconsin Works agency
9 department or an entity contracting with the department shall pay for the basic
10 education services identified in the employability plan developed for the individual.

11 **SECTION 11.** 49.147 (3) (a) of the statutes is amended to read: .

12 49.147 (3) (a) *Administration.* A Wisconsin Works agency shall administer a
13 trial job program as part of its administration of the Wisconsin Works program to
14 improve the employability of individuals who are not otherwise able to obtain
15 unsubsidized employment, as determined by the Wisconsin Works agency, by
16 providing work experience and training to assist them to move promptly into
17 unsubsidized employment. In determining an appropriate placement for a
18 participant, a Wisconsin Works agency shall give priority to placement under this
19 subsection over placements under subs. (4) and (5). The Wisconsin Works agency
20 department or an entity contracting with the department shall pay a wage subsidy
21 to an employer that employs a participant under this subsection and that agrees to
22 make a good faith effort to retain the participant as a permanent unsubsidized
23 employee after the wage subsidy is terminated. The wage subsidy may not exceed
24 \$300 per month for full-time employment of a participant. For less than full-time
25 employment of a participant during a month, the wage subsidy may not exceed a

1 dollar amount determined by multiplying \$300 by a fraction, the numerator of which
2 is the number of hours worked by the participant in the month and the denominator
3 of which is the number of hours that would be required for full-time employment in
4 that month.

5 **SECTION 12.** 49.147 (6) (b) 2. of the statutes is repealed.

6 **SECTION 13.** 49.147 (6) (c) of the statutes is amended to read:

7 49.147 (6) (c) *~~Distribution~~ Funding and administration.* From the
8 ~~appropriation appropriations~~ under s. 20.437 (2) (jL) and (md), the department shall
9 ~~distribute~~ allocate funds for job access loans to a Wisconsin Works ~~agency agencies~~,
10 which shall administer the loans in accordance with rules promulgated by the
11 department.

12 **SECTION 14.** 49.148 (1) (b) 1. of the statutes is amended to read:

13 49.148 (1) (b) 1. Except as provided in subd. 1m., for a participant in a
14 community service job under s. 49.147 (4), a monthly grant of \$653, ~~paid by the~~
15 ~~Wisconsin Works agency.~~ For every hour that the participant misses work or
16 education or training activities without good cause, the grant amount shall be
17 reduced by \$5. Good cause shall be determined by the financial and employment
18 planner in accordance with rules promulgated by the department. Good cause shall
19 include required court appearances for a victim of domestic abuse. If a participant
20 in a community service job under s. 49.147 (4) is required to work fewer than 30 hours
21 per week because the participant has unsubsidized employment, as defined in s.
22 49.147 (1), the grant amount under this paragraph shall equal the amount specified
23 under subd. 1m. minus \$5 for each hour that the participant misses work or
24 education or training activities without good cause.

25 **SECTION 15.** 49.148 (1) (b) 1m. (intro.) of the statutes is amended to read:

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1 49.148 (1) (b) 1m. (intro.) Except as provided in subd. 1., the ~~Wisconsin works~~
2 ~~agency~~ department or an entity contracting with the department shall pay a
3 participant in a community service job the following:

4 **SECTION 16.** 49.148 (1) (b) 3. of the statutes is amended to read:

5 49.148 (1) (b) 3. For a participant in a community service job who participates
6 in technical college education under s. 49.147 (5m), a monthly grant of \$653, ~~paid by~~
7 ~~the Wisconsin Works agency.~~ For every hour that the participant misses work or
8 other required activities without good cause, the grant amount shall be reduced by
9 \$5. Good cause shall be determined by the financial and employment planner in
10 accordance with rules promulgated by the department. Good cause shall include
11 required court appearances for a victim of domestic abuse.

12 **SECTION 17.** 49.148 (1) (c) of the statutes is amended to read:

13 49.148 (1) (c) *Transitional placements.* For a participant in a transitional
14 placement under s. 49.147 (5) or in a transitional placement and in technical college
15 education under s. 49.147 (5m), a grant of \$608, ~~paid monthly by the Wisconsin~~
16 ~~Works agency.~~ For every hour that the participant fails to participate in any required
17 activity without good cause, including any activity under s. 49.147 (5) (b) 1. a. to d.,
18 the grant amount shall be reduced by \$5. Good cause shall be determined by the
19 financial and employment planner in accordance with rules promulgated by the
20 department. Good cause shall include required court appearances for a victim of
21 domestic abuse.

22 **SECTION 18.** 49.155 (3) (c) of the statutes is amended to read:

23 49.155 (3) (c) Annually perform a survey of market child care rates, as directed
24 by the department, and determine maximum reimbursement payment rates, if the
25 department so directs.

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1 **SECTION 19.** 49.155 (3m) (a) of the statutes is amended to read:

2 49.155 (3m) (a) The department shall issue benefits directly to individuals who
3 are eligible for subsidies under this section or pay or reimburse child care providers
4 ~~or shall distribute funds to county departments under s. 46.215, 46.22 or 46.23,~~
5 county departments or agencies, or tribal governing bodies for child care services
6 provided under this section and. The department may also contract with and provide
7 grants to private nonprofit agencies that provide child care for children of migrant
8 workers. The department may pay or reimburse a Wisconsin works Works agency
9 for child care that the Wisconsin works Works agency provides to the children of
10 Wisconsin works Works participants ^{plain} and ^{re} applicants who are not eligible for
11 subsidies under this section or that the Wisconsin Works agency arranges for
12 immediate, short-term child care needs before an individual is determined eligible
13 for a child care subsidy under this section.

****NOTE: Is "before an individual is determined eligible for a child care subsidy under this section" the same as "prior to authorization of a subsidy under sub. (1m)"?

****NOTE: Since a W-2 agency is included in the definition of "county department or agency," to avoid a possibly confusing redundancy between the first sentence and the last sentence I added that the W-2 participants or applicants were not eligible for a subsidy. However, if the W-2 participants or applicants are eligible for a subsidy, then the last sentence can be amended to address only arranging for child care needs of individuals before they are eligible for a subsidy.

14 **SECTION 20.** 49.155 (3m) (c) of the statutes is repealed.

15 **SECTION 21.** 49.155 (5) of the statutes is renumbered 49.155 (5) (a) and
16 amended to read:

17 49.155 (5) (a) An individual receiving a subsidy under this section is liable for
18 the percentage of difference, if any, between the cost of the child care ~~specified by the~~
19 department in a printed copayment schedule. An provided by the child care provider
20 or providers selected by the individual and the subsidy amount. The department

→ of participants prior to authorization of a subsidy under sub. (1m)

1 shall specify minimum or estimated copayment amounts based on family size,
2 income level, and other factors. → a schedule of which ^{will} be available

****NOTE: Since the amount of copayment is simply the difference between the actual cost and the subsidy amount, is DCF providing "minimum or estimated" amounts simply for informational purposes? If so, it might be better to limit the language to "estimated amounts." Saying "minimum amount" is confusing since there really is no required minimum payment. It's just the difference, if any.

3 (b) An individual who is under the age of 20 and is attending high school or
4 participating in a course of study meeting the standards established under s. 115.29

5 (4) for the granting of a declaration of equivalency to high school graduation may not
6 be determined liable for more than the minimum copayment amount for the type of
child care received and the number of children receiving child care.

7 **SECTION 22.** 49.155 (6) (a) of the statutes is amended to read:

8 49.155 (6) (a) Subject to review and approval by the department, each county
9 shall establish the maximum reimbursement payment rate for licensed child care
10 services provided under this section. A county shall set the rate so that at least 75%
11 of the number of places for children within the licensed capacity of all child care
12 providers in that county can be purchased at or below that maximum rate.

13 **SECTION 23.** 49.155 (6) (b) of the statutes is amended to read:

14 49.155 (6) (b) Subject to review and approval by the department, each county
15 shall set a maximum reimbursement payment rate for Level I certified family child
16 care providers for services provided to eligible individuals under this section. The
17 maximum rate set under this paragraph may not exceed 75% of the rate established
18 under par. (a).

19 **SECTION 24.** 49.155 (6) (c) of the statutes is amended to read:

20 49.155 (6) (c) Subject to review and approval by the department, each county
21 shall set a maximum reimbursement payment rate for Level II certified family child
22

electronic form on the department's Internet site and in paper form

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care providers for services provided to eligible individuals under this section. The maximum rate set under this paragraph may not exceed 50% of the rate established under par. (a).

SECTION 25. 49.155 (6) (cm) of the statutes is amended to read:

49.155 (6) (cm) The department shall modify child care provider reimbursement payment rates established under pars. (a) to (c) so that reimbursement payment rates are lower for providers of after-school child care.

SECTION 26. 49.155 (6) (d) of the statutes is amended to read:

49.155 (6) (d) The department may promulgate rules to establish a system of rates or a program of grants ~~that the department will pay to for~~ child care providers that meet the higher quality of care standards established by rules promulgated under sub. (1d) (b). If a system of rates is established under this paragraph, the rates under that system shall be higher than the rates established under pars. (a) to (c).

SECTION 27. 49.155 (6) (e) 2. of the statutes is amended to read:

49.155 (6) (e) 2. Except as provided in subd. 3., the department may not increase the maximum reimbursement payment rates for child care providers before June 30, 2013.

****NOTE: Do you want to repeal or amend the subdivision above since it will be obsolete as is after the budget passes?

SECTION 28. 49.155 (6) (e) 3. (intro.) of the statutes is amended to read:

49.155 (6) (e) 3. (intro.) ~~Beginning on July 1, 2012, the~~ The department may modify a child care provider's reimbursement payment rate under subd. 2. on the basis of the provider's quality rating, as described in the quality rating plan, in the following manner:

SECTION 29. 49.155 (6) (e) 3. a. of the statutes is amended to read:

1 49.155 (6) (e) 3. a. For a child care provider who receives a 1–star rating, the
2 department shall deny reimbursement payment.

3 **SECTION 30.** 49.155 (6) (e) 3. b. of the statutes is amended to read:

4 49.155 (6) (e) 3. b. For a child care provider who receives a 2–star rating, the
5 department may reduce the maximum reimbursement payment rate by up to 5
6 percent.

7 **SECTION 31.** 49.155 (6) (e) 3. c. of the statutes is amended to read:

8 49.155 (6) (e) 3. c. For a child care provider who receives a 3–star rating, the
9 department may pay up to the maximum reimbursement payment rate.

10 **SECTION 32.** 49.155 (6) (e) 3. d. of the statutes is amended to read:

11 49.155 (6) (e) 3. d. For a child care provider who receives a 4–star rating, the
12 department may increase the maximum reimbursement payment rate by up to 5
13 percent.

14 **SECTION 33.** 49.155 (6) (e) 3. e. of the statutes is amended to read:

15 49.155 (6) (e) 3. e. For a child care provider who receives a 5–star rating, the
16 ~~department may increase the maximum reimbursement rate by up to 10 percent,~~
17 ~~except that beginning on January 1, 2013, the department may increase the~~
18 maximum reimbursement payment rate for such a child care provider by up to 25
19 percent.

20 **SECTION 34.** 49.155 (6) (e) 5. of the statutes is amended to read:

21 49.155 (6) (e) 5. For purposes of modifying reimbursement payment rates
22 under subd. 3., the department shall assign a child care provider that is accredited
23 from the Council on Accreditation a 4–star rating or 5–star rating, whichever the
24 department determines is appropriate.

25 **SECTION 35.** 49.155 (6d) (a) 2. of the statutes is amended to read:

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1 49.155 (6d) (a) 2. Notwithstanding Subject to sub. (5) (b), increase the
2 copayment amount that an individual must pay toward the cost of child care received
3 under this section.

4 **SECTION 36.** 49.155 (6d) (a) 3. of the statutes is amended to read:

5 49.155 (6d) (a) 3. Notwithstanding sub. (6), adjust the amount of
6 ~~reimbursement paid~~ payment to child care providers providing child care services
7 under this section.

8 **SECTION 37.** 49.155 (6g) (am) (intro.) of the statutes is amended to read:

9 49.155 (6g) (am) (intro.) If ~~reimbursement~~ payment to a child care provider is
10 based on authorized hours of child care, the department shall do all of the following
11 with respect to establishing and adjusting the number of authorized hours per child:

12 **SECTION 38.** 49.155 (7) (title) of the statutes is amended to read:

13 49.155 (7) (title) ~~REFUSAL TO PAY~~ OF PAYMENT TO CHILD CARE PROVIDERS.

14 **SECTION 39.** 49.155 (7) (a) 1. of the statutes is amended to read:

15 49.155 (7) (a) 1. If a child care provider is convicted of a serious crime, as defined
16 in s. 48.685 (1) (c) 3m., or if a caregiver specified in s. 48.685 (1) (ag) 1. a. or a nonclient
17 resident, as defined in s. 48.685 (1) (bm), of the child care provider is convicted or
18 adjudicated delinquent for committing a serious crime on or after his or her 12th
19 birthday, the department or the county department under s. 46.215, 46.22, or 46.23
20 shall refuse to pay allow payment to the child care provider for any child care
21 provided under this section beginning on the date of the conviction or delinquency
22 adjudication.

23 **SECTION 40.** 49.155 (7) (b) (intro.) of the statutes is amended to read:

24 49.155 (7) (b) (intro.) The department or the county department under s.
25 46.215, 46.22, or 46.23 may refuse to pay allow payment to a child care provider for

child care provided under this section if any of the following applies to the child care provider or to a caregiver specified in s. 48.685 (1) (ag) 1. a. or nonclient resident, as defined in s. 48.685 (1) (bm), of the child care provider:

SECTION 41. 49.826 (2) (a) 3. of the statutes is amended to read:

49.826 (2) (a) 3. Annually perform a survey of market child care rates, as directed by the department, and determine maximum reimbursement payment rates, if the department so directs.

(END)

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

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FFK:.....

Analysis Insert

1. Current law provides that DCF distributes ^{of child care} the subsidies by reimbursing child care providers or distributing funds to county departments or tribal governing bodies for child care services provided under Wisconsin Shares and to private nonprofit agencies that provide child care for children of migrant workers. This bill provides that, in addition to the ways in which DCF may distribute child care subsidy funds under current law, DCF may issue benefits directly to individuals who are eligible for the subsidies.

2. Under current law, counties set maximum rates, which are approved by DCF, for child care services under Wisconsin Shares. However, DCF may modify an individual child care provider's maximum rate on the basis of the child care provider's quality rating under the quality rating plan known as YoungStar. Current law allows DCF to increase the maximum rate for a provider who receives a four-star rating under Young Star by up to 5 percent. Under this bill, DCF determines the maximum rates for child care services under Wisconsin Shares. This bill also authorizes DCF to increase the maximum rate for a child care provider who receives a four-star rating under YoungStar by up to 10 percent ^{percent} beginning January 1, 2014.

3. Under current law, individuals receiving child care subsidies under Wisconsin Shares must pay a copayment for the child care, which is a percentage of the cost of the child care, as specified by DCF in a printed copayment schedule. The bill changes the copayments that eligible individuals must pay for child care to the difference between the cost of the child care provided by the provider selected by the individual and the subsidy amount. DCF is required to specify minimum or estimated copayment amounts based on family size, income level, and other factors.

4. This bill changes the services and benefits that certain noncustodial parents are eligible to receive under the W-2 program. Under the bill, if a noncustodial parent of a child is required to pay child support and the custodial parent of the child is a participant in the W-2 program or is eligible to receive a child care subsidy for the child under Wisconsin Shares, the noncustodial parent is eligible to receive the following services and benefits under the W-2 program:

- a. Job search assistance and case management services.
- b. A monetary stipend for up to four months.
- c. Work experience in one trial employment match program job.

5. Under the bill, any noncustodial parent who is ineligible for a job access loan solely because the individual is not a custodial parent is eligible to receive a job access loan, which is a loan provided under the W-2 program to enable an individual to obtain or continue employment.

End Analysis Insert

“RESEARCH APPENDIX”

... Drafting History Reproduction Request Form ...



DRAFTING ATTORNEYS: PLEASE COMPLETE THIS FORM AND GIVE TO MIKE BARMAN

(Request Made By: PJK + FFK) (Date: 2 / 4 / 13)

Note:

***BOTH DRAFTS SHOULD HAVE THE
SAME “REQUESTOR”***

(exception: companion bills)



Please transfer the drafting file for

~~2011~~ **LRB** 423, 763, 1468 (For: Rep. / Sen. DOA)
2013

to the drafting file for

2013 LRB 0903 (For: Rep. / Sen. DOA)

-----OR-----



Please copy the drafting file for

2013 LRB _____ / _____ (include the version) (For: Rep. / Sen. _____)

and place it in the drafting file for

2013 LRB _____ (For: Rep. / Sen. _____)



Are These “Companion Bills” ?? ... Yes No

If yes, who in the initial requestor’s office authorized the copy/transfer of the drafting history

(“guts”) from the original file: _____



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0963/P2
FFK:jld:ph

DOA:.....Major, BB0320 - Wisconsin Works services and benefits for non-custodial parents

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to: the budget.**

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

Under current law, the Wisconsin Works (W-2) program provides work experience and monetary benefits to low-income custodial parents and job search assistance and case management services to noncustodial parents who are required to pay child support for a child whose custodial parent is participating in the W-2 program. The W-2 program also provides a parent of a child under the age of 13 or, if the child is disabled, under the age of 19, a child care subsidy if the parent needs child care services to participate in various educational or work activities and satisfies other eligibility criteria. The child care subsidy program under W-2 is known as "Wisconsin Shares."

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This bill changes the services and benefits that certain noncustodial parents are eligible to receive under the W-2 program. Under the bill, if a noncustodial parent of a child is required to pay child support and the custodial parent of the child is a participant in the W-2 program or is eligible to receive a child care subsidy for the child under Wisconsin Shares, the noncustodial parent is eligible to receive the following services and benefits under the W-2 program for a total of 12 months:

a. Job search assistance and case management services.

2. A monetary stipend for up to four months.

3. Work experience in one trial employment match program job.

5. ~~Finally~~ under the bill, any noncustodial parent who is ineligible for a job access loan solely because the individual is not a custodial parent is eligible to receive a job access loan, which is a loan provided under the W-2 program to enable an individual to obtain or continue employment.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 49.147 (3) (d) of the statutes is created to read:

49.147 (3) (d) *Noncustodial parents*. Notwithstanding s. 49.145 (1) and (2) (a), an individual who would be eligible for a trial employment match program job except that the individual is a noncustodial parent of a dependent child is eligible for placement under this subsection if the individual is eligible for services and benefits under s. 49.159 (1) (a).

SECTION 2. 49.147 (6) (e) of the statutes is created to read:

49.147 (6) (e) *Noncustodial parents*. Notwithstanding s. 49.145 (1) and (2) (a), an individual who would be eligible for a job access loan under par. (a) except that the individual is a noncustodial parent of a dependent child is eligible to receive a job access loan under this subsection.

SECTION 3. 49.159 (1) of the statutes is renumbered 49.159 (1) (a) (intro.) and amended to read:

49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145 except that the individual is the noncustodial parent of a dependent child, is eligible for services and benefits under this subsection if the dependent child's custodial parent is a participant and par. (b) if the individual is subject to a child support order. The Wisconsin works agency may provide job search assistance and case

1 ~~management designed to enable eligible noncustodial parents to obtain and retain~~
2 ~~employment. and any of the following applies to the custodial parent of the~~
3 ~~dependent child:~~

4 SECTION 4. 49.159[✓] (1) (a) 1. of the statutes is created to read:

5 49.159 (1) (a) 1. The custodial parent is receiving case management services
6 under s. 49.147 (2) (am).

7 SECTION 5. 49.159[✓] (1) (a) 2. of the statutes is created to read:

8 49.159 (1) (a) 2. The custodial parent is participating in a Wisconsin Works
9 employment position.

10 SECTION 6. 49.159[✓] (1) (a) 3. of the statutes is created to read:

11 49.159 (1) (a) 3. The custodial parent is receiving a grant under s. 49.148 (1m).

12 SECTION 7. 49.159[✓] (1) (a) 4. of the statutes is created to read:

13 49.159 (1) (a) 4. The custodial parent is receiving a subsidy for child care for
14 the dependent child under s. 49.155.

15 SECTION 8. 49.159[✓] (1) (b) of the statutes is created to read:

16 49.159 (1) (b) A Wisconsin Works agency may provide to an individual who is
17 eligible under par. (a) any of the following services or benefits:

18 1. Job search assistance and case management designed to enable the
19 individual to obtain and retain employment.

20 2. Placement in one trial employment match program job.

21 3. A stipend in an amount determined by the Wisconsin Works agency for not
22 more than 4 months. A stipend under this subdivision terminates if the individual
23 is placed in a trial employment match program job or obtains unsubsidized
24 employment, as defined in s. 49.147 (1).

End Ins
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State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0423/P4

FFK:sac:jf

DOA:.....Major, BB0196 – Payment rates under Wisconsin Shares

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN-WORKS

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old. Additionally, under a W-2 program known as Wisconsin Shares, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, may receive a child care subsidy if the individual needs child care services to participate in various educational or work activities and satisfies other eligibility criteria.

Under current law, a county determines the maximum reimbursement rates for child care services that are provided under Wisconsin Shares in that county. Under this bill, DCF determines the maximum rates for child care services that are provided under Wisconsin Shares.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Ins A -0423 1 ^x
SECTION 1. 49.155 (3) (c) of the statutes is repealed.

Ins B -0423 2 ^x
SECTION 2. 49.155 (6) (a) of the statutes is amended to read:

4 49.155 (6) (a) ~~Subject to review and approval by the~~ The department, each
5 county shall establish the maximum reimbursement rate payment rates for licensed
6 child care services provided under this section. ~~A county~~ The department shall set
7 the rate rates so that at least 75% of the number of places for children within the
8 licensed capacity of all child care providers ~~in that county~~ can be purchased at or
9 below that maximum rate by eligible individuals under this section.

10 ^x
SECTION 3. 49.155 (6) (b) of the statutes is amended to read:

11 49.155 (6) (b) ~~Subject to review and approval by the~~ The department, each
12 county shall set a maximum reimbursement rate payment rates for Level I certified
13 family child care providers for services provided to eligible individuals under this
14 section. The maximum rate rates set under this paragraph may not exceed 75% of
15 the rate rates established under par. (a).

16 ^x
SECTION 4. 49.155 (6) (c) of the statutes is amended to read:

17 49.155 (6) (c) ~~Subject to review and approval by the~~ The department, each
18 county shall set a maximum reimbursement rate payment rates for Level II certified
19 family child care providers for services provided to eligible individuals under this
20 section. The maximum rate rates set under this paragraph may not exceed 50% of
21 the rate rates established under par. (a).

End Ins B -0423
****NOTE: I did not change "reimbursement" to "payment" in s. 49.155 (6) (e)
because that change is included in LRB-0903.

Ins C -0423 21 ^x
SECTION 5. 49.826 (2) (a) 3. of the statutes is repealed.

22 (END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1468/2

FFK:sac:jm

DOA:.....Major, BB0438 - 4-star child care provider subsidy rates

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to: the budget.**

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old. Additionally, under a W-2 program known as Wisconsin Shares, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, may receive a child care subsidy if the individual needs child care services to participate in various educational or work activities and satisfies other eligibility criteria. Under current law, counties set the maximum rates, which are approved by DCF, at which child care providers who provide services under Wisconsin Shares are reimbursed for their services.

Currently, DCF may modify an individual child care provider's reimbursement rate on the basis of the child care provider's quality rating under the quality rating plan known as YoungStar. Current law allows DCF to increase the maximum reimbursement rate for a provider who receives a four-star rating by up to 5 percent.

Under this bill, beginning January 1, 2014, DCF may increase the maximum reimbursement rate for a provider who receives a four-star rating by up to 10 percent, beginning January 1, 2014.

→ Under this bill, DCF determines the maximum rates for child care providers who provide services under Wisconsin Shares. This bill also authorizes DCF to

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

INS G - 1468
Auto ref A
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 49.155 (6) (e) 3. d. of the statutes is amended to read: *as affected by 2013 Wisconsin Act.... (this act),*
2 49.155 (6) (e) 3. d. For a child care provider who receives a 4-star rating, the
3 department may increase the maximum *payment* reimbursement rate by up to ~~5~~ 10 percent.

End INS G
INS H - 1468
4 **SECTION 9406. Effective dates; Children and Families.**

5 (1) CHILD CARE REIMBURSEMENT RATE. The treatment of section 49.155 (6) (e) 3.
6 d. of the statutes takes effect on January 1, 2014.

End INS H
7 *(by SECTION Autoref A)* (END)

Kahler, Pam

From: Major, Katrina L - DOA <Katrina.Major@wisconsin.gov>
Sent: Tuesday, February 05, 2013 11:21 AM
To: Kahler, Pam
Cc: Kraus, Jennifer - DOA
Subject: RE: reconciliations

Hi Pam, it should still have a delayed effective date of Oct 1. How will that work with the reconcile?

Also, DCF is concerned about the elimination of the word monthly in Section 17. Can you please add that in:

I see in Section 16, relating to CSJs, we delete "paid by the Wisconsin Works agency," so it reads, "a **monthly** grant of \$653...." However, in Section 17, relating to W-2-Ts, we say (partly due to inconsistency in word order in current law): "...a grant of \$608..." and delete "paid monthly by the Wisconsin Works agency."

Unless "monthly" is clear from the context elsewhere, I'd suggest that the word "monthly" be retained in Section 17 for consistency with Section 16 and to avoid any perception W-2-Ts are becoming one-time grants: "a monthly grant of \$608, ~~paid monthly by the Wisconsin Works agency.~~

From: Kahler, Pam [<mailto:Pam.Kahler@legis.wisconsin.gov>]
Sent: Tuesday, February 05, 2013 11:17 AM
To: Major, Katrina L - DOA
Subject: reconciliations

Hi, Katie:

I'm going through the drafts to see if there are any conceptual or other problems. In my LRB-0063, I've replaced the trial job program with the trial employment match program. That doesn't happen, though, until Oct. 1 or the day after publication if later. LRB-0903, which is the compile of four drafts, mentions the trial employment match program, but there is no delayed effective date. Okay?

Pamela J. Kahler

Legislative Attorney

Legislative Reference Bureau

608-266-2682



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0903/
PJK&FFK:sac:f

LPS-check
Auto ref

rmis run +jld

DOA:.....Major, BB0319 - Child care parent pay initiative

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

(i-2-5)
D-note

do not
get cut

✓
1

AN ACT; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law, which is administered by DCF, provides work experience and benefits for low-income custodial parents who are at least 18 years old. Also, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, who needs child care services to participate in various educational or work activities, and who satisfies other eligibility criteria may receive a child care subsidy for child care services under the W-2 program. This child care subsidy program is known as Wisconsin Shares. This bill makes the following changes to Wisconsin Shares:

1. Current law provides that DCF distributes child care subsidies by reimbursing child care providers or distributing funds to county departments or tribal governing bodies for child care services provided under Wisconsin Shares and to private nonprofit agencies that provide child care for children of migrant workers. This bill provides that, in addition to the ways in which DCF may distribute child care subsidy funds under current law, DCF may issue benefits directly to individuals who are eligible for the subsidies.

2. Under current law, counties set maximum rates, which are approved by DCF, for child care services under Wisconsin Shares. However, DCF may modify an individual child care provider's maximum rate on the basis of the child care

provider's quality rating under the quality rating plan known as YoungStar. Current law allows DCF to increase the maximum rate for a provider who receives a four-star rating under YoungStar by up to 5 percent. Under this bill, DCF determines the maximum rates for child care services under Wisconsin Shares. This bill also authorizes DCF to increase the maximum rate for a child care provider who receives a four-star rating under YoungStar by up to 10 percent beginning January 1, 2014.

3. Under current law, individuals receiving child care subsidies under Wisconsin Shares must pay a copayment for the child care, which is a percentage of the cost of the child care, as specified by DCF in a printed copayment schedule. The bill changes the copayments that eligible individuals must pay for child care to the difference between the cost of the child care provided by the provider selected by the individual and the subsidy amount. DCF is required to specify minimum or estimated copayment amounts based on family size, income level, and other factors.

4. This bill changes the services and benefits that certain noncustodial parents are eligible to receive under the W-2 program. Under the bill, if a noncustodial parent of a child is required to pay child support and the custodial parent of the child is a participant in the W-2 program or is eligible to receive a child care subsidy for the child under Wisconsin Shares, the noncustodial parent is eligible to receive the following services and benefits under the W-2 program:

- a. Job search assistance and case management services.
- b. A monetary stipend for up to four months.
- c. Work experience in one trial employment match program job.

5. Under the bill, any noncustodial parent who is ineligible for a job access loan solely because the individual is not a custodial parent is eligible to receive a job access loan, which is a loan provided under the W-2 program to enable an individual to obtain or continue employment.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.437 (2) (nn) of the statutes is repealed.

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 **SECTION 2.** 20.437 (2) (pv) of the statutes is repealed.

3 **SECTION 3.** 48.651 (1) (intro.) of the statutes is amended to read:

4 48.651 (1) (intro.) No person, other than a child care center licensed under s.
5 48.65 or established or contracted for under s. 120.13 (14), may receive
6 reimbursement payment for providing child care services for an individual who is

1 determined eligible for a child care subsidy under s. 49.155 unless the person is
2 certified, according to the standards adopted by the department under s. 49.155 (1d),
3 by the department in a county having a population of 500,000 or more, a county
4 department, or an agency with which the department contracts under sub. (2). To
5 be certified under this section, a person must meet the minimum requirements for
6 certification established by the department under s. 49.155 (1d), meet the
7 requirements specified in s. 48.685, and pay the fee specified in sub. (2). The
8 department in a county having a population of 500,000 or more, a county
9 department, or an agency contracted with under sub. (2) shall certify the following
10 categories of child care providers:

11 **SECTION 4.** 48.659 of the statutes is amended to read:

12 **48.659 Child care quality rating system.** The department shall provide a
13 child care quality rating system that rates the quality of the child care provided by
14 a child care provider licensed under s. 48.65 that receives ~~reimbursement~~ payment
15 under s. 49.155 for the child care provided or that volunteers for rating under this
16 section. The department shall make the rating information provided under that
17 system available to the parents, guardians, and legal custodians of children who are
18 recipients, or prospective recipients, of care and supervision from a child care
19 provider that is rated under this section, including making that information
20 available on the department's Internet site.

21 **SECTION 5.** 49.131 (2) of the statutes is amended to read:

22 49.131 (2) ~~If the necessary authorization under sub. (1) is granted, and except~~
23 ~~as provided in sub. (3)~~ Subject to receiving any necessary approval from the
24 appropriate federal agency under sub. (1), the department may implement a

1 program to deliver by an electronic benefit transfer system any benefit that is
2 administered by the department ~~and that the department designates by rule.~~

3 SECTION 6. 49.131 (3) of the statutes is repealed.

4 SECTION 7. 49.137 (4) (a) of the statutes is amended to read:

5 49.137 (4) (a) Developing and recommending to the department a system of
6 higher reimbursement payment rates or a program of grants for child care providers
7 that meet the quality of care standards established under s. 49.132 (4) (e), 1995 stats.

8 SECTION 8. 49.143 (2) (ct) of the statutes is repealed.

9 SECTION 9. 49.147 (1) of the statutes is amended to read:

10 49.147 (1) DEFINITION. In this section, "unsubsidized employment" means
11 employment, including self-employment and entrepreneurial activities, for which
12 the ~~Wisconsin Works agency provides no wage subsidy to the employer including~~
13 ~~self-employment and entrepreneurial activities~~ receives no wage subsidy.

14 SECTION 10. 49.147 (3) (a) of the statutes is created to read:

15 49.147 (3) (a) Noncustodial parents. Notwithstanding s. 49.145 (1) and (2) (a),
16 an individual who would be eligible for a trial employment match program job except
17 that the individual is a noncustodial parent of a dependent child is eligible for
18 placement under this subsection if the individual is eligible for services and benefits
19 under s. 49.159 (1) (a).

20 SECTION 11. 49.147 (6) (b) 2. of the statutes is repealed.

21 SECTION 12. 49.147 (6) (c) of the statutes is amended to read:

22 49.147 (6) (c) ~~Distribution~~ Funding and administration. From the
23 appropriation appropriations under s. 20.437 (2) (jL) and (md), the department shall
24 ~~distribute~~ allocate funds for job access loans to a Wisconsin Works agency agencies,

under this subsection

1 which shall administer the loans in accordance with rules promulgated by the
2 department.

3 **SECTION 13.** 49.147 (6) (e) of the statutes is created to read:

4 49.147 (6) (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a),
5 an individual who would be eligible for a job access loan under par. (a) except that
6 the individual is a noncustodial parent of a dependent child is eligible to receive a job
7 access loan under this subsection.

8 **SECTION 14.** 49.148 (1) (b) 1. of the statutes is amended to read:

9 49.148 (1) (b) 1. Except as provided in subd. 1m., for a participant in a
10 community service job under s. 49.147 (4), a monthly grant of \$653, ~~paid by the~~
11 ~~Wisconsin Works agency.~~ For every hour that the participant misses work or
12 education or training activities without good cause, the grant amount shall be
13 reduced by \$5. Good cause shall be determined by the financial and employment
14 planner in accordance with rules promulgated by the department. Good cause shall
15 include required court appearances for a victim of domestic abuse. If a participant
16 in a community service job under s. 49.147 (4) is required to work fewer than 30 hours
17 per week because the participant has unsubsidized employment, as defined in s.
18 49.147 (1), the grant amount under this paragraph shall equal the amount specified
19 under subd. 1m. minus \$5 for each hour that the participant misses work or
20 education or training activities without good cause.

21 **SECTION 15.** 49.148 (1) (b) 1m. (intro.) of the statutes is amended to read:

22 49.148 (1) (b) 1m. (intro.) Except as provided in subd. 1., the ~~Wisconsin works~~
23 ~~agency~~ department or an entity contracting with the department shall pay a
24 participant in a community service job the following:

25 **SECTION 16.** 49.148 (1) (b) 3. of the statutes is amended to read:

1 49.148 (1) (b) 3. For a participant in a community service job who participates
2 in technical college education under s. 49.147 (5m), a monthly grant of \$653, paid by
3 the Wisconsin Works agency. For every hour that the participant misses work or
4 other required activities without good cause, the grant amount shall be reduced by
5 \$5. Good cause shall be determined by the financial and employment planner in
6 accordance with rules promulgated by the department. Good cause shall include
7 required court appearances for a victim of domestic abuse.

8 **SECTION 17.** 49.148 (1) (c) of the statutes is amended to read:

9 49.148 (1) (c) *Transitional placements.* For a participant in a transitional
10 placement under s. 49.147 (5) or in a transitional placement and in technical college
11 education under s. 49.147 (5m), a [✓] monthly grant of \$608, ~~paid monthly by the Wisconsin~~
12 Works agency. For every hour that the participant fails to participate in any required
13 activity without good cause, including any activity under s. 49.147 (5) (b) 1. a. to d.,
14 the grant amount shall be reduced by \$5. Good cause shall be determined by the
15 financial and employment planner in accordance with rules promulgated by the
16 department. Good cause shall include required court appearances for a victim of
17 domestic abuse.

18 **SECTION 18.** 49.155 (3) (c) of the statutes is repealed.

19 **SECTION 19.** 49.155 (3m) (a) of the statutes is amended to read:

20 49.155 (3m) (a) The department shall issue benefits directly to individuals who
21 are eligible for subsidies under this section or pay or reimburse child care providers
22 or shall distribute funds to county departments under s. 46.215, 46.22 or 46.23,
23 county departments or agencies, or tribal governing bodies for child care services
24 provided under this section and. The department may also contract with and provide
25 grants to private nonprofit agencies that provide child care for children of migrant

1 workers. The department may ~~pay or reimburse~~ a Wisconsin ~~works~~ Works agency
2 for child care that the Wisconsin ~~works~~ Works agency provides to the children of
3 Wisconsin ~~works~~ Works participants and applicants ~~or that the Wisconsin Works~~
4 agency arranges to meet immediate, short-term child care needs of participants
5 prior to authorization of a subsidy under sub. (1m).

6 **SECTION 20.** 49.155 (3m) (c) of the statutes is repealed.

7 **SECTION 21.** 49.155 (5) of the statutes is renumbered 49.155 (5) (a) and
8 amended to read:

9 49.155 (5) (a) An individual receiving a subsidy under this section is liable for
10 the ~~percentage of difference, if any, between~~ the cost of the child care ~~specified by the~~
11 ~~department in a printed copayment schedule. An~~ provided by the child care provider
12 or providers selected by the individual and the subsidy amount. The department
13 shall specify minimum or estimated copayment amounts based on family size,
14 income level, and other factors, a schedule of which will be available in electronic
15 form on the department's Internet site and in paper form.

16 (b) An individual who is under the age of 20 and is attending high school or
17 participating in a course of study meeting the standards established under s. 115.29
18 (4) for the granting of a declaration of equivalency to high school graduation may not
19 be determined liable for more than the minimum copayment amount for the type of
20 child care received and the number of children receiving child care.

21 **SECTION 22.** 49.155 (6) (a) of the statutes is amended to read:

22 49.155 (6) (a) ~~Subject to review and approval by the~~ The department, ~~each~~
23 county shall establish the maximum reimbursement rate payment rates for licensed
24 child care services provided under this section. ~~A county~~ The department shall set
25 the rate rates so that at least 75% of the number of places for children within the

1 licensed capacity of all child care providers ~~in that county~~ can be purchased at or
2 ~~below that maximum rate~~ by eligible individuals under this section.

3 SECTION 23. 49.155 (6) (b) of the statutes is amended to read:

4 49.155 (6) (b) ~~Subject to review and approval by the~~ The department, ~~each~~
5 ~~county~~ shall set ~~a maximum reimbursement rate~~ payment rates for Level I certified
6 family child care providers for services provided to eligible individuals under this
7 section. The maximum ~~rate~~ rates set under this paragraph may not exceed 75% of
8 the ~~rate~~ rates established under par. (a).

9 SECTION 24. 49.155 (6) (c) of the statutes is amended to read:

10 49.155 (6) (c) ~~Subject to review and approval by the~~ The department, ~~each~~
11 ~~county~~ shall set ~~a maximum reimbursement rate~~ payment rates for Level II certified
12 family child care providers for services provided to eligible individuals under this
13 section. The maximum ~~rate~~ rates set under this paragraph may not exceed 50% of
14 the ~~rate~~ rates established under par. (a).

15 SECTION 25. 49.155 (6) (cm) of the statutes is amended to read:

16 49.155 (6) (cm) The department shall modify child care provider
17 ~~reimbursement~~ payment rates established under pars. (a) to (c) so that
18 ~~reimbursement~~ payment rates are lower for providers of after-school child care.

19 SECTION 26. 49.155 (6) (d) of the statutes is amended to read:

20 49.155 (6) (d) The department may promulgate rules to establish a system of
21 rates or a program of grants ~~that the department will pay to~~ for child care providers
22 that meet the higher quality of care standards established by rules promulgated
23 under sub. (1d) (b). If a system of rates is established under this paragraph, the rates
24 under that system shall be higher than the rates established under pars. (a) to (c).

25 SECTION 27. 49.155 (6) (e) 2. of the statutes is amended to read:

1 49.155 (6) (e) 2. Except as provided in subd. 3., the department may not
2 increase the maximum ~~reimbursement~~ payment rates for child care providers before
3 June 30, 2013.

4 **SECTION 28.** 49.155 (6) (e) 3. (intro.) of the statutes is amended to read:

5 49.155 (6) (e) 3. (intro.) ~~Beginning on July 1, 2012, the~~ The department may
6 modify a child care provider's ~~reimbursement~~ payment rate under subd. 2. on the
7 basis of the provider's quality rating, as described in the quality rating plan, in the
8 following manner:

9 **SECTION 29.** 49.155 (6) (e) 3. a. of the statutes is amended to read:

10 49.155 (6) (e) 3. a. For a child care provider who receives a 1-star rating, the
11 department shall deny ~~reimbursement~~ payment.

12 **SECTION 30.** 49.155 (6) (e) 3. b. of the statutes is amended to read:

13 49.155 (6) (e) 3. b. For a child care provider who receives a 2-star rating, the
14 department may reduce the maximum ~~reimbursement~~ payment rate by up to 5
15 percent.

16 **SECTION 31.** 49.155 (6) (e) 3. c. of the statutes is amended to read:

17 49.155 (6) (e) 3. c. For a child care provider who receives a 3-star rating, the
18 department may pay up to the maximum ~~reimbursement~~ payment rate.

19 **SECTION 32.** 49.155 (6) (e) 3. d. of the statutes is amended to read:

20 49.155 (6) (e) 3. d. For a child care provider who receives a 4-star rating, the
21 department may increase the maximum ~~reimbursement~~ payment rate by up to 5
22 percent.

23 ~~auto ref~~ A →

23 **SECTION 33.** 49.155 (6) (e) 3. d. of the statutes, as affected by 2013 Wisconsin ✓

24 Act (this act), is amended to read:

1 49.155 (6) (e) 3. d. For a child care provider who receives a 4–star rating, the
2 department may increase the maximum payment rate by up to ~~5~~ 10 percent.

3 **SECTION 34.** 49.155 (6) (e) 3. e. of the statutes is amended to read:

4 49.155 (6) (e) 3. e. For a child care provider who receives a 5–star rating, the
5 ~~department may increase the maximum reimbursement rate by up to 10 percent,~~
6 ~~except that beginning on January 1, 2013,~~ the department may increase the
7 maximum reimbursement payment rate for such a child care provider by up to 25
8 percent.

9 **SECTION 35.** 49.155 (6) (e) 5. of the statutes is amended to read:

10 49.155 (6) (e) 5. For purposes of modifying reimbursement payment rates
11 under subd. 3., the department shall assign a child care provider that is accredited
12 from the Council on Accreditation a 4–star rating or 5–star rating, whichever the
13 department determines is appropriate.

14 **SECTION 36.** 49.155 (6d) (a) 2. of the statutes is amended to read:

15 49.155 (6d) (a) 2. Notwithstanding Subject to sub. (5) (b), increase the
16 copayment amount that an individual must pay toward the cost of child care received
17 under this section.

18 **SECTION 37.** 49.155 (6d) (a) 3. of the statutes is amended to read:

19 49.155 (6d) (a) 3. Notwithstanding sub. (6), adjust the amount of
20 ~~reimbursement paid~~ payment to child care providers providing child care services
21 under this section.

22 **SECTION 38.** 49.155 (6g) (am) (intro.) of the statutes is amended to read:

23 49.155 (6g) (am) (intro.) If reimbursement payment to a child care provider is
24 based on authorized hours of child care, the department shall do all of the following
25 with respect to establishing and adjusting the number of authorized hours per child:

1 **SECTION 39.** 49.155 (7) (title) of the statutes is amended to read:

2 49.155 (7) (title) ~~REFUSAL TO PAY~~ OF PAYMENT TO CHILD CARE PROVIDERS.

3 **SECTION 40.** 49.155 (7) (a) 1. of the statutes is amended to read:

4 49.155 (7) (a) 1. If a child care provider is convicted of a serious crime, as defined
5 in s. 48.685 (1) (c) 3m., or if a caregiver specified in s. 48.685 (1) (ag) 1. a. or a nonclient
6 resident, as defined in s. 48.685 (1) (bm), of the child care provider is convicted or
7 adjudicated delinquent for committing a serious crime on or after his or her 12th
8 birthday, the department or the county department under s. 46.215, 46.22, or 46.23
9 shall refuse to ~~pay~~ allow payment to the child care provider for any child care
10 provided under this section beginning on the date of the conviction or delinquency
11 adjudication.

12 **SECTION 41.** 49.155 (7) (b) (intro.) of the statutes is amended to read:

13 49.155 (7) (b) (intro.) The department or the county department under s.
14 46.215, 46.22, or 46.23 may refuse to ~~pay~~ allow payment to a child care provider for
15 child care provided under this section if any of the following applies to the child care
16 provider or to a caregiver specified in s. 48.685 (1) (ag) 1. a. or nonclient resident, as
17 defined in s. 48.685 (1) (bm), of the child care provider:

18 **SECTION 42.** 49.159 (1) of the statutes is renumbered 49.159 (1) (a) (intro.) and
19 amended to read:

20 49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145
21 except that the individual is the noncustodial parent of a dependent child, is eligible
22 for services and benefits ~~under this subsection if the dependent child's custodial~~
23 ~~parent is a participant and par. (b) if the individual is subject to a child support order.~~
24 ~~The Wisconsin works agency may provide job search assistance and case~~
25 ~~management designed to enable eligible noncustodial parents to obtain and retain~~

1 employment. and any of the following applies to the custodial parent of the
2 dependent child:

3 **SECTION 43.** 49.159 (1) (a) 1. of the statutes is created to read:

4 49.159 (1) (a) 1. The custodial parent is receiving case management services
5 under s. 49.147 (2) (am).

6 **SECTION 44.** 49.159 (1) (a) 2. of the statutes is created to read:

7 49.159 (1) (a) 2. The custodial parent is participating in a Wisconsin Works
8 employment position.

9 **SECTION 45.** 49.159 (1) (a) 3. of the statutes is created to read:

10 49.159 (1) (a) 3. The custodial parent is receiving a grant under s. 49.148 (1m).

11 **SECTION 46.** 49.159 (1) (a) 4. of the statutes is created to read:

12 49.159 (1) (a) 4. The custodial parent is receiving a subsidy for child care for
13 the dependent child under s. 49.155.

14 **SECTION 47.** 49.159 (1) (b) of the statutes is created to read:

15 49.159 (1) (b) A Wisconsin Works agency may provide to an individual who is
16 eligible under par. (a) any of the following services or benefits:

17 1. Job search assistance and case management designed to enable the
18 individual to obtain and retain employment.

19 2. Placement in one trial employment match program job.

20 3. A stipend in an amount determined by the Wisconsin Works agency for not
21 more than 4 months. A stipend under this subdivision terminates if the individual
22 is placed in a trial employment match program job or obtains unsubsidized
23 employment, as defined in s. 49.147 (1).

24 **SECTION 48.** 49.826 (2) (a) 3. of the statutes is repealed.

25 **SECTION 9406. Effective dates; Children and Families.**

under s. 49.147(3)

1

(1) CHILD CARE REIMBURSEMENT RATE. The treatment of section 49.155 (6) (e) 3. ✓

2

d. (by SECTION 33) of the statutes takes effect on January 1, 2014.

3

(END)

~~REMOVED~~
(this is auto ref A
on p. 9)

D-note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0903/2dn

PJK: A:...

date

JLD

Katie:

This redraft adds "monthly" before "grant" in s. 49.148 (1) (c),[✓] changes the references to "trial employment match program job" to "job under s. 49.147 (3)"[✓] due to different effective dates in this draft and LRB-0063,[✓] and changes proposed s. 49.147 (3) (d) in this draft to s. 49.147 (3) (e),[✓] so that there is not a conflict with LRB-0063, which also creates s. 49.147 (3) (d).[✓]

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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0903/2dn
PJK:jld:rs

February 5, 2013

Katie:

This redraft adds "monthly" before "grant" in s. 49.148 (1) (c), changes the references to "trial employment match program job" to "job under s. 49.147 (3)" due to different effective dates in this draft and LRB-0063, and changes proposed s. 49.147 (3) (d) in this draft to s. 49.147 (3) (e), so that there is not a conflict with LRB-0063, which also creates s. 49.147 (3) (d).

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